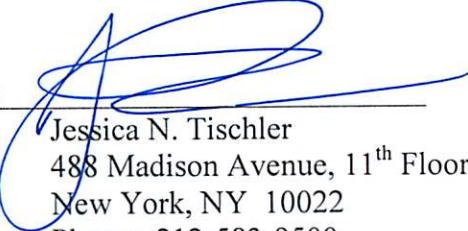


UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
MICHAEL OVERSTREET, on behalf of himself and :
all others similarly situated, :
: Plaintiff, : 12 Civ. 1518 (RER)
: :
: -against- :
: :
POGREBINSKY GROUP INC. d/b/a BEAR BAR : STIPULATION AND
AND RESTAURANT, NATASHA POGREBINSKY, : ORDER OF DISMISSAL
and SASHA POGREBINSKY, :
: Defendants. :
-----X

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for Plaintiff Michael Overstreet (“Plaintiff”) and Defendants Pogrebinsky Group Inc. d/b/a Bear Bar and Restaurant, Natasha Pogrebinsky, and Sasha Pogrebinsky (collectively, “Defendants”) in the above captioned action, that, in accordance with Rule 41 of the Federal Rules of Civil Procedure, the action be dismissed, with prejudice and without costs or attorneys’ fees to any party, as to Plaintiffs or Defendants. This Court shall retain jurisdiction over the enforcement of the parties’ Settlement Agreement.

BERKE-WEISS & PECHMAN LLP

By: 

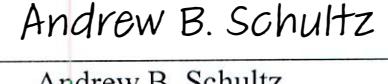
Jessica N. Tischler
488 Madison Avenue, 11th Floor
New York, NY 10022
Phone: 212-583-9500
Attorneys for Plaintiffs

Dated: March 13, 2013

SO ORDERED:

Honorable Ramon E. Reyes

ANDREW B. SCHULTZ

By: 

Andrew B. Schultz
One Rutland Road
Great Neck, NY 11020
(516) 482-5100
Attorneys for Defendants

Dated: March 14, 2013